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Alexandria, VA 22313-1450

Date: December 20, 2004

Number of Pages: Cover + 13

FAX NO. (703) 872-9306

ATTN: Examiner Lavarlas, Arnel C.

FROM: Caroline Do, Esq.

PLEASE CONTACT US IF ANY PAGES
ARE ILLEGIBLE OR ARE NOT RECEIVED

RE: Request for Continued Examination
U.S. Application No: 09/866,337
Filed: May 25, 2001
Confirmation No.: 4860
Title: OPTICAL APPARATUS FOR
REFLECTING LIGHT BEAMS TO AN
IDENTICAL OPTICAL AXIS (AS
AMENDED)
Inventor: Darren Chen
Our File No.: DE 2305.02 US

December 20, 2004



Document Control No. 77AY6I

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CUSTOMER NUMBER

22887

PATENT TRADEMARK OFFICE

RE: Request for Continued Examination
Inventor: Darren Chen
Title: OPTICAL APPARATUS FOR REFLECTING LIGHT BEAMS TO AN
IDENTICAL OPTICAL AXIS (AS AMENDED)
USSN: 09/866,337
Filed: May 25, 2001
Confirmation No.: 4860
Atty. Docket No.: DE 2305.02 US

Dear Sir:

Enclosed for filing in the above-referenced application are the following documents:

1. Request for Continued Examination Transmittal Form;
2. Copy of Amendment and Response Under 37 CFR 1.116 filed November 22, 2004 (pages 1-9)
3. Fee Transmittal;
4. Transmittal Form;
5. Cover Letter;
6. Certificate of Facsimile, dated December 20, 2004.

Please acknowledge receipt of this transmittal.

Very truly yours,

DISCOVISION ASSOCIATES

A handwritten signature in cursive script, appearing to read 'Caroline Do'.

Caroline Do
Senior Patent Prosecution Attorney
INTELLECTUAL PROPERTY DEVELOPMENT

CD:lf

Enclosures

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office Fax No. (703) 872-9308 on:	
December 20, 2004 (Date)	Lori Fukuhara (Type or print name)
 (Signature)	

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RESPONSE UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2872

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Darten Chen

Filed: May 25, 2001

Serial No.: 09/866,337

For: OPTICAL APPARATUS FOR
REFLECTING LIGHT BEAMS
TO AN IDENTICAL OPTICAL
AXIS (AS AMENDED)

Confirmation No. 4860

Art Unit: 2872

Examiner: LAVARIAS, Arnel C.

Attorney Docket No.
DE 2305.02 US

AMENDMENT AND RESPONSE UNDER 37 CFR §1.116



MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

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November 22, 2004 Jeannie Benedict
(Date) (Type or print name)

 
(Signature)

In response to the outstanding Final Office Action mailed September 21, 2004, please amend the above-identified Application as follows:

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.

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**FEE TRANSMITTAL
for FY 2005**

Effective 10/01/2004 Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR §1.27

TOTAL AMOUNT OF PAYMENT (\$)

Complete if Known

Application Number	09/866,337
Filing Date	May 25, 2001
First Named Inventor	Darren Chen
Examiner Name	LAVARIAS, Amel C.
Art Unit	2872
Attorney Docket No.	DE 2305.02 US

METHOD OF PAYMENT (check all that apply)
☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None
☒ Deposit Account:Deposit Account Number **04-1175**Deposit Account Name **DISCOVISION ASSOCIATES**

The Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☒ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee \$	Fee Code	Fee \$		
1001	750	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	550	2003	275	Plant filing fee	
1004	750	2004	395	Reissue filing fee	
1005	150	2005	80	Provisional filing fee	

SUB TOTAL (1) (\$ 0.00)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims		-20** =		x	Fee from Below	=	Fee Paid
Independent Claims		-3** =		x		=	
Multiple Dependent						=	

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee \$	Fee Code	Fee \$		
1202	18	2202	9	Claim in excess of 20	
1201	88	2201	44	Independent claims in excess of 3	
1203	300	2203	150	Multiple dependent claim, if not paid	
1204	88	2204	44	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$ 0.00)

** or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee \$	Fee Code	Fee \$		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	
1254	1,530	2254	765	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility issue fee (or reissue)	
1502	490	2502	245	Design issue fee	
1503	660	2503	330	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt.	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 C.F.R. 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	790.00
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 790.00)

SUBMITTED BYName Printed/Typed **Caroline T. Do.**Registration No. **47,529**
Attorney / Agent**Complete (if applicable)**Telephone **(949)660-5000**

Signature

*Caroline T. Do.*Date **December 20, 2004**

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2036. This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioners for Patents: P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SF/21 (09-04)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	09/866,337
Filing Date	May 25, 2001
First Named Inventor	Darren Chen
Art Unit	2872
Examiner Name	LAVARIAS, Arnel C.
Attorney Docket Number	DE 2305.02 US

Total Number of Pages in This Submission

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <u>Request for Continued Examination,</u> <u>Cover Letter; Certificate of</u> <u>Facsimile, dated December 20, 2004</u>
Remarks 		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Signature

Printed name **Caroline T. Do.**

Date

December 20, 2004

Reg. No.

47,529**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name **Lori Fukuhara**

Date

December 20, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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